

The City Council Regular Session meeting was called to order at 7:00 P.M., by Mayor Stu Ferguson with Councilors Miller, Harriman, and Houck present along with City Attorney Landwehr, City Manager Coleman, City Clerk Davidson, Police Captain Wilson, Public Works Director Bradford, WSC Liaison Cruz and a couple of interested citizens. Councilor Nesbitt and Police Chief Robinson were absent. A Council quorum was present.

**Consideration of Minutes:**

**Regular Session Meeting Minutes of January 11, 2011.** City Clerk Davidson explained she had made a correction to the opening paragraph in the minutes. Councilor Harriman moved and Councilor Houck seconded the motion to approve the Regular Session Meeting minutes of January 11, 2011, as submitted.

Roll call vote, yes: Miller, Harriman, Ferguson, Houck. Motion carried.

Roll call vote, no: None.

**Excuse Councilor Nesbitt from Meeting.** Mayor Ferguson stated that Councilor was absent because he was attending a meeting in Denver.

Councilor Houck moved and Councilor Harriman seconded the motion to excuse Councilor Nesbitt from this evening's meeting.

Roll call vote, yes: Harriman, Ferguson, Houck, Miller. Motion carried.

Roll call vote, no: None.

**Pre-Scheduled Citizens:** Alexander Kliveka – ORE Energy Program for Small Businesses. Mr. Kliveka introduced himself and thanked Council for endorsing the Colorado Governor's energy Office Main Street Energy Initiative grant application that ORE ultimately received. Some of the funds from that grant are being used for the "Energy-Wise Business Program". The Energy Wise Program works directly with small businesses in Gunnison and Hinsdale Counties to reduce their energy use and lower their carbon footprint. There are \$425 challenge grants towards energy efficient projects for the first 40 businesses that sign up. There will be \$1000 star performer awards for businesses that lead the way in carbon reduction. There is money available for energy audits. The goal is to assist small local businesses. City Manager Coleman suggested to Mr. Kliveka that when ORE reprints it's Green Business Resource Guide that they include the City of Gunnison as a resource for energy audits, recycling and other programs and to include the County as well for their recycling efforts. Mayor Pro Tem Houck suggested that the City also be included for the tree and yard waste chipping that is converted into compost. Mr. Kliveka stated that those resources will be included. The ORE office is now located north of the County Courthouse at 202 E. Georgia Avenue on the first floor.

**Unfinished Business:** None.

**New Business:****Award of City 2011 Equipment Bids.**

Councilor Miller moved and Councilor Houck seconded the motion to approve the purchase of a Caterpillar backhoe with a one-year warranty and an electric quick coupler option for a total of \$110,000 from Wagner Equipment; to approve the purchase of a bucket truck from Altec Industries in the amount of \$144,135; and to approve the purchase of a used 2009 Sterling tandem dump truck from MacDonald Equipment in the amount of \$123,668.

Roll call vote, yes: Ferguson, Houck, Miller, Harriman. Motion carried.

Roll call vote, no: None.

**Ordinances and Resolutions:**

**Ordinance No. 1, Series 2011; Re: Amending Gunnison Municipal Code Relating to Municipal Court, General Offenses and Animal Offenses; 1<sup>st</sup> Reading.** Councilor Harriman introduced Ordinance No. 1, Series 2011, and it was read by title only by the City Attorney.

Councilor Harriman moved and Councilor Houck seconded the motion that Ordinance No. 1, Series 2011, **AN ORDINANCE AMENDING CHAPTER 4.10 OF THE GUNNISON MUNICIPAL CODE RELATING TO MUNICIPAL COURT, AMENDING CHAPTER 5.10 OF THE GUNNISON MUNICIPAL CODE RELATING TO GENERAL OFFENSES, AND AMENDING CHAPTER 5.40 OF THE GUNNISON MUNICIPAL CODE RELATING TO ANIMALS**, by introduced, read, passed, and ordered published on first reading this 25<sup>th</sup> day of January, 2011.

Roll call vote, yes: Houck, Miller, Harriman, Ferguson. Motion carried.

Roll call vote, no: None.

**Resolution No. 1, Series 2011; Re: Adopting City Fees.** Councilor Miller introduced Resolution No 1, Series 2011, and it was read by title only by the City Attorney.

Councilor Miller moved and Councilor Houck seconded the motion that Resolution No. 1, Series 2011, **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ADOPTING FEES**, be introduced, read, passed and adopted this 25<sup>th</sup> day of January, 2011. City Clerk Davidson explained there is a revised Resolution at Council's place settings. There were a couple of additions by Police Chief Robinson after Council's packets were distributed on Friday. The additions are the PBT Breath Test at a cost of \$2.00 per test, Sex Offender Registration at \$25.00 per registration and an animal license reissue fee of \$1.00 per animal tag. Mayor Ferguson reiterated that these fees are largely the same as they have been for the past several years and that the Resolution clarifies some fees that have already been charged but were not memorialized in the prior Resolution.

Roll call vote, yes: Miller, Harriman, Ferguson, Houck. Motion carried.

Roll call vote, no: None.

**City Attorney:** Rod Landwehr. Nothing to report.

**City Manager:** Ken Coleman. City Manager Coleman reported on the following: there has been headway made with NGS on obtaining past health insurance claim information from AssurCare and now we can move forward; the insurance resolution process is a little behind where he would like the City to be; he will be talking with the City Attorney about a Sales Tax Rebate claim from AT&T Mobility who contends they overpaid for the past five years and would like a rebate. They may end up coming before Council for a sales tax hearing; approximately 175 utility shut-off notices were sent out today; a letter has been sent to CDOT concerning the DOW Discovery Center and he will get a copy of the letter for Council; the downtown ditch project bids are being developed and will be going out next week. It is anticipated there will be a mid-march start-up with an early-May completion timeframe; the electric lineman/meter reader position that was approved in the 2011 budget has been filled by a lineman from Sydney, NE who will start on February 6<sup>th</sup>; Bill Fox has been contacted about the downtown traffic/parking analysis and he suggests the study start in June when there are higher traffic counts; council is being asked to complete the City Branding Logo ballot at their place settings and vote on their favorite slogan that was narrowed down by Management Staff; and the ice rink has been a bustling place including a last minute-scheduled fundraiser for medical expenses for Jason Browder that was held this past weekend with 8 participating teams.

**Acting City Manager:** Police Chief Robinson - Police Departmental Report. Chief Robinson was absent from the meeting. Police Captain Chris Wilson filled in for Chief Robinson and presented the Departmental Report. Captain Wilson reported the following: the two new dispatchers, Peggy Castenholz and Carol Patten, are almost complete with their training; the 14<sup>th</sup> Police Officer position has been filled by Joshua Schriener, who is from Grand Junction and has completed POST training; the Department has relied heavily on funding through the State for POST and ADAD funds and these funds are used for a variety of training programs and alcohol awareness efforts; the Department hopes to bring in more instructor training this year; the Department has been meeting about the possibility of a County-wide animal shelter; the NIBRS system offenses have had a clearance rate of 36%; criminal mischief cases are up; the Dispatch Center continues with emergency medical dispatch training and dispatching; the use of AED's – automatic electronic defibrillators has resulted in numerous saves; planning continues for this summer's Quizno's Pro Challenge Race that will require a great deal of Police Department involvement. Captain Wilson reviewed some of the crime statistics for Council. Lastly, Captain Wilson informed Council that they are making progress on investigating the burglaries that took place. There were 16 burglaries in December and 4 in January. The cases are likely to be solved. City Manager Coleman further reported that he has also attended the Gunnison Valley Animal Welfare League (GVAWL) meetings regarding the animal shelter. The GVAWL anticipates starting construction of a facility in 2012. They have a 3-year lease with the County at the County's Gold Basin Industrial Park but he doesn't know if the full finances are in-place. Council had previously stated that they would assist with in-kind utility placement service for the group but the utilities are already in place at that location. The GVAWL may come forward to Council for funding during the 2012 Budget process. He will attend the meeting next month and may have further information. Council had no further questions and thanked Captain Wilson for the report.

**City Clerk:** Gail Davidson. Informed Council the Youth City Council had a meeting last Sunday evening and the students will be bringing forward an ordinance regarding making underage possession/consumption of tobacco products a crime in the City. They will bring forth the information at a future work session. The new website development is underway with Deputy City Clerk Tara Kindall working on the site. She attended the Saturday morning Gunnison Valley Observatory Board retreat and Mayor Ferguson will inform Council of the outcomes. Lastly, the potential City Council Candidates Workshop will take place this Thursday at 12 noon in the Council Chambers. There are seven participants at this time.

**WSC Liaison:** Jesse Cruz. Reported he has missed a couple of meetings because he was traveling while participating in WSC wrestling. Mayor Ferguson displayed an article from the Pueblo Chieftain regarding Jesse's win at a wrestling meet in Pueblo. The Mayor congratulated Jesse. Mr. Cruz then reported: there will be a WSC Bonfil's blood drive tomorrow from 8:30am to 3pm; there is free tax assistance available Monday through Thursday at the Borrick Business Building and if anyone is interested they can contact Melissa at 943-2019; and this weekend there will be an Ice Climbing demonstration/class and an avalanche safety course on Friday through Sunday.

**Non-Scheduled Citizens:** None.

**City Council Discussion, Meeting Reports, Items for Work Session:**

**Councilor Miller:** Nothing to report. He will be attending the Region 10 meeting on Thursday.

**Councilor Harriman:** reported the Planning & Zoning commission held a public hearing on the LDC text amendment regarding prohibiting Medical Marijuana Commercial Centers in all zone districts and there was good audience participation. There is also an article in the latest Planning Magazine on the "Dust on Snow" issue.

**Mayor Ferguson:** reported he also attended the Gunnison Valley Observatory Board Retreat on Saturday and the 2011 viewing season was finalized. There will be viewing every Friday and Saturday evening from June 17<sup>th</sup> through September 17<sup>th</sup>.

**Mayor Pro Tem Houck:** stated he had nothing to report. He will be working out of town next Monday and Tuesday and probably won't be available for next Tuesday's meeting. City Manager Coleman stated that at Staff meeting this morning there was nothing on next Tuesday's Work Session agenda. If Council had nothing for the agenda as well, the meeting could be cancelled. Council had nothing to add for the agenda and consensus was to cancel the meeting.

**Adjournment:** Mayor Ferguson called for any further discussion, and hearing none, adjourned the meeting at 7:38 P.M.

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Mayor

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City Clerk